

ENROLLED SENATE  
BILL NO. 120

By: Morgan and Crutchfield of  
the Senate

and

Benge, Newport and  
Wesselhoft of the House

An Act relating to the State Department of Health;  
amending 63 O.S. 2001, Section 330.97, as last  
renumbered by Section 11, Chapter 459, O.S.L. 2004  
(63 O.S. Supp. 2004, Section 1-2530.9), and as last  
amended by Section 94 of Enrolled House Bill No. 2060  
of the 1st Session of the 50th Oklahoma Legislature,  
which relates to the Trauma Care Assistance Revolving  
Fund; allowing funds to be used for certain costs;  
and providing an effective date.

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

SECTION 1. AMENDATORY 63 O.S. 2001, Section 330.97, as  
last renumbered by Section 11, Chapter 459, O.S.L. 2004 (63 O.S.  
Supp. 2004, Section 1-2530.9), and as last amended by Section 94 of  
Enrolled House Bill No. 2060 of the 1st Session of the 50th Oklahoma  
Legislature, is amended to read as follows:

Section 1-2530.9 A. There is hereby created in the State  
Treasury a revolving fund for the State Department of Health to be  
designated the "Trauma Care Assistance Revolving Fund". The fund  
shall be a continuing fund, not subject to fiscal year limitations,  
and shall consist of all monies received by the State Department of  
Health from monies apportioned thereto for purposes of this section.  
All monies accruing to the credit of the fund are hereby  
appropriated and may be budgeted and expended by the Department as  
follows:

1. Ninety percent (90%) of such monies shall be used to  
reimburse recognized trauma facilities, licensed ambulance service  
providers and physicians for uncompensated trauma care expenditures  
as documented in the statewide emergency medical services and trauma  
analysis system developed pursuant to the provisions of Section 1-  
2511 of this title. In lieu of or in combination with reimbursement  
for uncompensated care, monies from the fund may also be used to  
support readiness costs incurred by recognized trauma facilities  
associated with ensuring a stable trauma care system with  
availability of twenty-four-hour physician services for the  
provision of trauma care. Any monies used for the treatment of  
Medicaid-eligible patients that are subsequently used to establish

federal matching fund requirements shall also be reimbursed to eligible trauma facilities, licensed ambulance service providers and physicians; and

2. Ten percent (10%) of such monies shall be used by the Department in the furtherance of its powers and duties set forth in the Oklahoma Emergency Response Systems Development Act.

B. Expenditures from the fund shall be made upon warrants issued by the State Treasurer against claims filed as prescribed by law with the Director of State Finance for approval and payment.

C. The State Board of Health shall establish by rule a formula and procedure for the distribution of funds for uncompensated trauma care and/or readiness costs that shall provide for the allocation of funds to hospitals, ambulance service providers and physicians.

D. Annually, monies accumulated in the fund may be transferred to the Oklahoma Health Care Authority, by order of the State Commissioner of Health, to maximize Medicaid reimbursement of trauma care. The Oklahoma Health Care Authority shall use these funds with federal matching funds to reimburse hospitals, ambulance service providers and physicians for trauma care provided to severely injured patients who are participants in Medicaid.

E. An annual report detailing the disbursements from the fund shall be provided on January 1 of each year to the Speaker of the House of Representatives, the President Pro Tempore of the Senate, and the Chair of each health-related committee of both the House of Representatives and the Senate.

SECTION 2. This act shall become effective November 1, 2005.

Passed the Senate the 26th day of May, 2005.

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Presiding Officer of the Senate

Passed the House of Representatives the 26th day of May, 2005.

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Presiding Officer of the House  
of Representatives

